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5 **UNITED STATES DISTRICT COURT**  
6 **NORTHERN DISTRICT OF CALIFORNIA**  
7 **SAN JOSE DIVISION**  
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9 RON FRANCO,  
10 Plaintiff,  
11 v.  
12 EXPERIAN INFORMATION SOLUTIONS,  
13 INC., et al.,  
14 Defendants.

Case No. 16-cv-03335-BLF

**ORDER TO SHOW CAUSE WHY  
ACTION SHOULD NOT BE DISMISSED**

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16 There are two defendants remaining in this action, On April 13, 2017, Experian  
17 Information Solutions, Inc. and Credit Bureau of Placer County, Inc. With respect to Experian  
18 Information Solutions, Inc., Plaintiff filed a notice of settlement on April 13, 2017. Notice of  
19 Settlement, ECF 90. Plaintiff stated that the parties expected to finalize a settlement within thirty  
20 days. More than thirty days has elapsed and Plaintiff has neither filed a notice of dismissal nor  
21 indicated that additional time is necessary to finalize the settlement.


22 The other remaining defendant, Credit Bureau of Placer County, Inc., answered the first  
23 amended complaint on October 7, 2016. Answer, ECF 62. However, on April 18, 2017, the Court  
24 dismissed the first amended complaint with leave to amend. Order Granting Motions to Dismiss  
25 First Amended Complaint, ECF 94. Plaintiff has not filed an amended pleading and the deadline  
26 to do so has elapsed. Accordingly, there is no operative pleading in this case.

27 Plaintiff is hereby ordered to show cause in writing and on or before June 16, 2017 why  
28 this action should not be dismissed as to the remaining defendants, Experian Information

1 Solutions, Inc. and Credit Bureau of Placer County, Inc. in light of the circumstances described  
2 above. If Plaintiff fails to respond within the time provided, the Court will presume that Plaintiff  
3 has resolved all claims against these defendants and will issue an order of dismissal without  
4 further notice.

5 **IT IS SO ORDERED.**

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7 Dated: May 26, 2017

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9 BETH LABSON FREEMAN  
United States District Judge